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**HAWAI'I COUNTY COUNCIL
COMMITTEE ON PUBLIC WORKS &
INTERGOVERNMENTAL RELATIONS
9th Session**

DATE: May 15, 2007 (Tuesday)
PLACE: Councilroom
Ben Franklin Building, 2nd Floor
333 Kīlauea Ave.
TIME: 10:30 a.m.

(Note: Please turn cell phones, pagers and other mobile communication devices on silent mode.)

CALL TO ORDER

STATEMENTS FROM THE PUBLIC ON ITEMS ON THE AGENDA

UNFINISHED BUSINESS

Comm. 176.7: AN ORDINANCE AMENDING CHAPTER 27, FLOOD CONTROL, HAWAI'I COUNTY
(Bill 51) CODE 1983 (2005 EDITION), AS AMENDED, RELATING TO STORMWATER
(Draft 2) MANAGEMENT

From Councilmember Brenda Ford, dated February 28, 2007, transmitting Bill 51, Draft 2 which incorporates amendments made to Bill 51 on February 21, 2007 by the Committee on Public Works & Intergovernmental Relations. The amendments are as follows: 1) deletes "(anticipated)" from Section 27-20(e); 2) adds language to Section 27-20(e) to include "all new subdivisions"; 3) adds a new subsection (c)(6) to Section 27-18 that prohibits development which may increase flooding or erosion within areas where the grade of the natural elevation exceeds ten percent without certification of a professional engineer that the development will increase flooding or erosion in other areas; 4) adds the definition of "Flood-prone area" to Section 27-12; 5) clarifies in Section 27-20(d) that subdivisions and other developments in any location or flood zone shall comply with the requirements set forth in that subchapter; adds to Section 27-20(d) the requirement that copies of the required permits listed in that subchapter be submitted to the Department of Public Works at the time of application for any kind of permit; 7) changes Section 27-20(d)(2) to require base flood elevation data for either two lots or one acre as opposed to fifty lots or five acres; and 8) amends language in Section 27-20(e) to require that site drainage plans include a storm water disposal system to contain run-off up to "the expected base flood event" (also called the 100-year flood) as opposed to "the expected one-hour, ten year storm event."

Postponed: February 21, 2007, March 20, 2007,
April 3, 2007, and May 1, 2007

(Note: Comm. 176.34, also related to Bill 51, continues on the next page.)

Comm. 176.34: From Public Works and Intergovernmental Relations Committee Chairperson Brenda Ford, dated April 20, 2007, submitting for the Council's review sections of the General Plan regarding Flooding and Other Natural Hazards, including goals, policies and standards.

Postponed: May 1, 2007

Comm. 176.35: From Public Works and Intergovernmental Relations Committee Chairperson Brenda Ford, dated April 26, 2007, transmitting proposed amendments to Bill 51, Draft 2. States that these amendments represent significant changes and requests that Bill 51 stay in committee for at least one more session.

Postponed: May 1, 2007

(Note: There are pending motions made by Mr. Jacobson and duly seconded by Ms. Naeole to approve Bill 51, Draft 2, and to amend Bill 51, Draft 2, to Draft 3, as proposed in Comm. 176.35.)

Comm. 176.40: From Public Works Director Bruce McClure, dated May 3, 2007, requesting postponement of Bill 51.

ADJOURNMENT

The meeting place is accessible for persons with disabilities. Persons who need special accommodations for these meetings should call 961-8245 by **May 10, 2007**. Persons using TDDs may call 961-8521.

Copies of these agendas and items listed on the agendas are available at the at the County Clerk's Office, 333 Kīlauea Avenue, Hilo; the Office of the Mayor, 75-5706 Kuakini Highway, Suite 103, Kailua-Kona; the Kona Councilmembers' Office, Kailua Trade Center, 75-5706 Hanama Place, Suite 109, Kailua-Kona; and at the Waimea Council Members' Office at the Holomua Center, 64-1067 Māmalahoa Highway, Suite 5, Waimea, Hawai'i. For further information, please call 961-8245.

Videoconferencing is available at the following locations:

- Kona Council Office at the Kailua Trade Center; and
- Waimea Council Office at the Holomua Center.

If for technical or other unanticipated circumstances the video connection cannot be made and/or is disrupted, the scheduled meeting will continue.

Submitting Testimony: Those wishing to testify in person must register with the County Clerk's staff. Those testifying in person and submitting written testimony at the meetings should bring **fifteen (15)** copies of the testimony for distribution. Testimony may also be submitted (1) by mail to the County Clerk's Office in Hilo at 25 Aupuni St., Hilo, Hawai'i, 96720, (2) by facsimile to (808) 961-8912, or (3) by e-mail to counciltestimony@co.hawaii.hi.us. **Please submit separate testimony for each item.** For testimonies received via e-mail or fax, copies will be distributed at the meeting when transmitted in a timely manner. All oral and written testimony will be made a part of the public record.

Notice to Lobbyists: If you are a lobbyist, you must register with the Hawai'i County Clerk within five days of becoming a lobbyist { Article 15, Section 2-91.3(b), Hawai'i County Code}. A lobbyist means "any individual engaged for pay or other consideration who spends more than five hours in any month or \$275 in any six-month period for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials." { Article 15, Section 2-91.3(a)(6), Hawai'i County Code}. Registration forms and expenditure report documents are available at the Office of the County Clerk-Council, 333 Kīlauea Avenue, Hilo.

Viewing of Meetings on Government Access Television - Channel 52:

Finance and Public Works & Intergovernmental Relations Committee meetings - Tuesdays, May 22 & 29, 2007, at 8:30 p.m.; Environmental Management and Planning Committee meetings - Thursdays, May 24 & 31, 2007, at 8:30 p.m.; and all four Committee meetings - Sunday, June 3, 2007, at 10:30 a.m.